



Reprinted
February 19, 2014

ENGROSSED HOUSE BILL No. 1268

DIGEST OF HB 1268 (Updated February 18, 2014 2:17 pm - DI 106)

Citations Affected: IC 11-12; IC 11-13; IC 12-14.

Synopsis: Probation and community corrections treatment. Requires community corrections programs to use evidence based services, programs, and practices that reduce the risk for recidivism. Permits the community corrections board to coordinate or operate certain programs. Establishes standards for the award of certain grants by the department of correction, and requires the department of correction to consult with the judicial conference and the division of mental health and addiction before awarding grants. Defines "mental health and addiction forensic treatment services", establishes eligibility and treatment criteria, and creates the mental health and addiction forensic treatment services account to fund mental health and addiction forensic treatment services. Requires the judicial conference to consult with the department of correction and the division of mental health and
(Continued next page)

Effective: July 1, 2014.

Steuerwald, McMillin, Pierce, Lawson L

(SENATE SPONSORS — YOUNG R MICHAEL, STEELE, STOOPS)

January 14, 2014, read first time and referred to Committee on Courts and Criminal Code.
January 23, 2014, reported — Do Pass.
January 27, 2014, read second time, ordered engrossed. Engrossed.
January 28, 2014, read third time, passed. Yeas 94, nays 0.

SENATE ACTION

February 4, 2014, read first time and referred to Committee on Corrections and Criminal Law.
February 13, 2014, amended, reported favorably — Do Pass.
February 18, 2014, read second time, amended, ordered engrossed.

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Digest Continued

addiction before awarding financial assistance, and requires any person providing mental health and substance use treatment services be certified by the division of mental health and addiction. Provides that the department of correction may provide financial assistance to community corrections programs from the mental health and addiction forensic treatment services account. Makes certain individuals participating in evidence-based mental health and addiction treatment programs eligible for TANF and SNAP benefits). (The introduced version of this bill was prepared by the criminal law and sentencing policy study committee.)



Reprinted
February 19, 2014

Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1268

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 11-12-1-2.5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2.5. (a) The community
3 corrections programs described in section 2 of this chapter ~~may include~~
4 the following:
- 5 (1) ~~Residential or work release programs.~~
 - 6 (2) ~~House arrest, home detention, and electronic monitoring~~
7 ~~programs.~~
 - 8 (3) ~~Community restitution or service programs.~~
 - 9 (4) ~~Victim-offender reconciliation programs.~~
 - 10 (5) ~~Jail services programs.~~
 - 11 (6) ~~Jail work crews.~~
 - 12 (7) ~~Community work crews.~~
 - 13 (8) ~~Juvenile detention alternative programs.~~
 - 14 (9) ~~Day reporting programs.~~
 - 15 (10) ~~Faith based programs.~~
 - 16 (11) ~~Other community corrections programs approved by the~~

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~~department.~~
 shall use evidence based services, programs, and practices that
 reduce the risk for recidivism among persons who participate in
 the community corrections programs.

(b) The community corrections board may also coordinate ~~and~~ or
 operate:

- (1) educational;
- (2) mental health;
- (3) drug or alcohol abuse counseling; **and**
- (4) housing;

~~programs. as a part of any of these programs or~~ **In addition, the
 board may provide** supervision services for persons described in
 section 2 of this chapter.

SECTION 2. IC 11-12-3.8 IS ADDED TO THE INDIANA CODE
 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 JULY 1, 2014]:

**Chapter 3.8. Mental Health and Addiction Forensic Treatment
 Services**

Sec. 1. As used in this chapter, "mental health and addiction
 forensic treatment services" means evidence based treatment and
 recovery wraparound support services provided to individuals who
 have entered the criminal justice system as a felon or with a prior
 felony conviction. The term includes:

- (1) mental health and substance abuse treatment;
- (2) vocational services;
- (3) housing assistance;
- (4) community support services;
- (5) care coordination; and
- (6) transportation assistance.

Sec. 2. An individual is eligible for mental health and addiction
 forensic treatment services if the individual:

- (1) is a member of a household with an annual income that
 does not exceed two hundred percent (200%) of the federal
 income poverty level;
- (2) is a resident of Indiana;
- (3) is at least eighteen (18) years of age; and
- (4) has entered the criminal justice system as a felon or with
 a prior felony conviction.

Sec. 3. Mental health and addiction forensic treatment services
 may be administered or coordinated only by a provider certified by
 the division of mental health and addiction.

Sec. 4. (a) As used in this section, "account" refers to the mental



1 health and addiction forensic treatment services account
2 established in subsection (b).

3 (b) The mental health and addiction forensic treatment services
4 account is established for the purpose of providing grants or
5 vouchers for the provision of mental health and addiction forensic
6 treatment services. The account shall be administered by the
7 division of mental health and addiction. Money in the account shall
8 be used to fund grants and vouchers under this chapter.

9 (c) The account consists of:

- 10 (1) appropriations made by the general assembly;
11 (2) grants; and
12 (3) gifts and bequests.

13 (d) The expenses of administering the account shall be paid from
14 money in the account.

15 (e) The treasurer of state shall invest the money in the account
16 not currently needed to meet the obligations of the account in the
17 same manner as other public money may be invested. Interest that
18 accrues from these investments shall be deposited in the account.

19 (f) Money in the account at the end of a state fiscal year does not
20 revert to the state general fund.

21 Sec. 5. (a) The commissioner may award financial assistance to
22 a community corrections program based on the proposed
23 implementation of evidence based practices or the proposed
24 coordination of services with other community supervision
25 agencies operating in the same county.

26 (b) Before providing financial assistance under this section, the
27 commissioner shall consult with the judicial conference of Indiana
28 and the division of mental health and addiction:

29 (1) for the purpose of more effectively addressing the need
30 for:

- 31 (A) substance abuse treatment;
32 (B) mental health services; and
33 (C) other services for offenders placed on community
34 supervision; and

35 (2) to avoid duplication of services.

36 (c) Mental health and addiction forensic treatment services may
37 be provided by grants under this section. Evidence based treatment
38 and recovery wraparound support services may be provided to
39 individuals who have entered the criminal justice system as a felon
40 or with a prior felony conviction. Services provided under this
41 section may include:

42 (1) mental health and addiction treatment;



- (2) vocational services;
- (3) housing assistance;
- (4) community support services;
- (5) care coordination; and
- (6) transportation assistance.

(d) Mental health and addiction forensic treatment services provided under this section shall be administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment.

SECTION 3. IC 11-13-2-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. (a) There is established a program of state financial aid to be used for the support of court probation services. The financial aid program shall be administered by the judicial conference of Indiana. Funds appropriated to the conference for purposes of this chapter shall be distributed by the conference upon approval of the state budget committee to make grants to Indiana probation departments for the purposes outlined in section 2 of this chapter.

(b) Appropriations intended for this purpose may not be used by the judicial conference of Indiana for any other purpose. The judicial conference of Indiana may expend up to three percent (3%) of the money appropriated under this chapter to provide technical assistance, consultation, and training to counties and to monitor and evaluate the operation of the program. Money appropriated to the judicial conference of Indiana for the purpose of making grants under this chapter does not revert to the state general fund at the close of any fiscal year, but remains available to the judicial conference of Indiana for its use in making grants under this chapter.

SECTION 4. IC 11-13-2-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. Funds appropriated under this program may be made available to any court administering probation in order to finance expenditures incurred for either any of the following purposes:

- (1) Salaries for existing or new probation officer positions.
- (2) Maintenance or establishment of administrative support services to probation officers.
- (3) Development and implementation of:
 - (A) incentives and sanctions;
 - (B) policies;
 - (C) programs; and
 - (D) services;



to address compliance with community supervision following the schedule adopted by the judicial conference of Indiana under IC 11-13-1-8.

(4) Development and use of evidence based services, programs, and practices that reduce probationers' risk for recidivism.

(5) Establishment of a coordinated system of community supervision to improve the efficiency and coordination of offender services within a county.

SECTION 5. IC 11-13-2-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. (a) ~~State financial aid for support of probation services may be made only to courts meeting the minimum standards adopted by the judicial conference of Indiana and may not exceed fifty percent (50%) of the cost of the positions or services being financed.~~ Any court having probation jurisdiction may apply for financial assistance under this chapter by submitting an application to the **judicial conference of Indiana** for review. The application shall be accompanied by detailed plans regarding the use of the financial aid.

(b) **The judicial conference of Indiana shall develop a plan for the application process and the funding requirements for courts seeking financial aid.** ~~The conference may recommend changes or modifications necessary to effect compliance with the minimum standards.~~ The **judicial** conference and the state budget committee must approve all financial aid granted under this chapter. ~~Any court receiving financial assistance under this chapter may be declared ineligible to receive that assistance if the court fails to maintain the minimum standards.~~

(c) Two (2) or more courts may jointly apply for financial assistance under this chapter.

(d) **The judicial conference of Indiana shall award financial assistance based on the proposed implementation of evidence based practices or the proposed coordination of services with other community supervision agencies operating in the same county.**

(e) Before providing financial assistance under this chapter, the **judicial conference of Indiana shall consult with the department of correction and the division of mental health and addiction:**

(1) for the purpose of more effectively addressing the need for:

(A) substance abuse treatment;

(B) mental health services; and

(C) other services for offenders placed on community



1 supervision; and

2 (2) to avoid duplication of services.

3 (f) Mental health and substance abuse treatment services
4 provided by financial assistance under this section shall be
5 provided by a provider certified by the division of mental health
6 and addiction to provide mental health or substance abuse
7 treatment.

8 SECTION 6. IC 12-14-29-2, AS ADDED BY P.L.92-2005,
9 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2014]: Sec. 2. Under this chapter, an individual is eligible for
11 food stamps if the individual meets all the following requirements:

12 (1) The individual is a resident of a county:

13 (A) having a reentry court program; or

14 (B) that offers individuals on probation or in a community
15 corrections program evidence-based mental health and
16 addiction forensic treatment services administered or
17 coordinated by a provider certified by the division of
18 mental health and addiction to provide mental health or
19 addiction treatment.

20 (2) The individual was convicted of an offense under IC 35-48
21 (controlled substances) for conduct occurring after August 22,
22 1996.

23 (3) Except for 21 U.S.C. 862a(a), the individual meets the federal
24 and Indiana food stamp program requirements.

25 (4) The individual is successfully participating in:

26 (A) a reentry court program; or

27 (B) an evidence-based mental health and addiction forensic
28 treatment services program administered or coordinated
29 by a provider certified by the division of mental health and
30 addiction to provide mental health or addiction treatment
31 as part of the person's probation or community
32 corrections.

33 SECTION 7. IC 12-14-29-3, AS ADDED BY P.L.92-2005,
34 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
35 JULY 1, 2014]: Sec. 3. Under this chapter, an individual is eligible for
36 the TANF program if the individual meets all the following
37 requirements:

38 (1) The individual is a resident of a county:

39 (A) having a reentry court program; or

40 (B) that offers individuals on probation or in a community
41 corrections program evidence-based mental health and
42 addiction forensic treatment services administered or



1 coordinated by a provider certified by the division of
 2 mental health and addiction to provide mental health or
 3 addiction treatment.

4 (2) The individual was convicted of an offense under IC 35-48
 5 (controlled substances) for conduct occurring after August 22,
 6 1996.

7 (3) Except for 21 U.S.C. 862a(a), the individual meets the federal
 8 and Indiana TANF program requirements.

9 (4) The individual is successfully participating in:

10 (A) a reentry court program; or

11 (B) an evidence-based mental health and addiction forensic
 12 treatment services program administered or coordinated
 13 by a provider certified by the division of mental health and
 14 addiction to provide mental health or addiction treatment
 15 as part of the person's probation or community
 16 corrections.

17 SECTION 8. IC 12-14-29-4, AS ADDED BY P.L.92-2005,
 18 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2014]: Sec. 4. In accordance with 21 U.S.C. 862a(d)(1), the
 20 state elects to opt out of the application of 21 U.S.C. 862a(a) for
 21 individuals participating in a reentry court program.

22 SECTION 9. IC 12-14-29-6, AS ADDED BY P.L.92-2005,
 23 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2014]: Sec. 6. A court may modify or revoke an order issued
 25 under this chapter concerning a ~~food stamp~~ **federal Supplemental**
 26 **Nutrition Assistance Program** eligible individual or a TANF eligible
 27 individual at any time.

28 SECTION 10. IC 12-14-29-7, AS AMENDED BY P.L.128-2012,
 29 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2014]: Sec. 7. A court shall immediately notify the division of
 31 family resources local office:

32 (1) upon the court's finding of probable cause that an individual
 33 has committed a felony offense during the period in which the
 34 individual is eligible for TANF or ~~food stamps~~; **the federal**
 35 **Supplemental Nutrition Assistance Program**; or

36 (2) when an individual has been terminated from:

37 (A) a reentry court program; or

38 (B) an evidence-based mental health and addiction forensic
 39 treatment services program administered or coordinated
 40 by a provider certified by the division of mental health and
 41 addiction to provide mental health or addiction treatment
 42 as part of the person's probation or community



1 **corrections;**
2 during the period in which the individual is eligible for TANF or
3 ~~food stamps.~~ **the federal Supplemental Nutrition Assistance**
4 **Program.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1268, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1268 as introduced.)

Committee Vote: Yeas 12, Nays 0

Representative McMillin

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred House Bill No. 1268, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, delete lines 14 through 42, begin a new paragraph and insert:

"SECTION 2. IC 11-12-3.8 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]:

Chapter 3.8. Mental Health and Addiction Forensic Treatment Services

Sec. 1. As used in this chapter, "mental health and addiction forensic treatment services" means evidence based treatment and recovery wraparound support services provided to individuals who have entered the criminal justice system as a felon or with a prior felony conviction. The term includes:

- (1) mental health and substance abuse treatment;**
- (2) vocational services;**
- (3) housing assistance;**
- (4) community support services;**
- (5) care coordination; and**
- (6) transportation assistance.**

Sec. 2. An individual is eligible for mental health and addiction forensic treatment services if the individual:

- (1) is a member of a household with an annual income that does not exceed two hundred percent (200%) of the federal income poverty level;**

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- (2) is a resident of Indiana;
- (3) is at least eighteen (18) years of age; and
- (4) has entered the criminal justice system as a felon or with a prior felony conviction.

Sec. 3. Mental health and addiction forensic treatment services may be administered or coordinated only by a provider certified by the division of mental health and addiction.

Sec. 4. (a) As used in this section, "account" refers to the mental health and addiction forensic treatment services account established in subsection (b).

(b) The mental health and addiction forensic treatment services account is established for the purpose of providing grants or vouchers for the provision of mental health and addiction forensic treatment services. The account shall be administered by the division of mental health and addiction. Money in the account shall be used to fund grants and vouchers under this chapter.

(c) The account consists of:

- (1) appropriations made by the general assembly;**
- (2) grants; and**
- (3) gifts and bequests.**

(d) The expenses of administering the account shall be paid from money in the account.

(e) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the account.

(f) Money in the account at the end of a state fiscal year does not revert to the state general fund.

Sec. 5. (a) The commissioner may award financial assistance to a community corrections program based on the proposed implementation of evidence based practices or the proposed coordination of services with other community supervision agencies operating in the same county.

(b) Before providing financial assistance under this section, the commissioner shall consult with the judicial conference of Indiana and the division of mental health and addiction:

- (1) for the purpose of more effectively addressing the need for:**
 - (A) substance abuse treatment;**
 - (B) mental health services; and**
 - (C) other services for offenders placed on community supervision; and**



(2) to avoid duplication of services.

(c) Mental health and addiction forensic treatment services may be provided by grants under this section. Evidence based treatment and recovery wraparound support services may be provided to individuals who have entered the criminal justice system as a felon or with a prior felony conviction. Services provided under this section may include:

- (1) mental health and addiction treatment;**
- (2) vocational services;**
- (3) housing assistance;**
- (4) community support services;**
- (5) care coordination; and**
- (6) transportation assistance.**

(d) Mental health and addiction forensic treatment services provided under this section shall be administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment.

SECTION 3. IC 11-13-2-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. **(a)** There is established a program of state financial aid to be used for the support of court probation services. The financial aid program shall be administered by the judicial conference of Indiana. Funds appropriated to the conference for purposes of this chapter shall be distributed by the conference upon approval of the state budget committee **to make grants to Indiana probation departments for the purposes outlined in section 2 of this chapter.**

(b) Appropriations intended for this purpose may not be used by the judicial conference of Indiana for any other purpose. The judicial conference of Indiana may expend up to three percent (3%) of the money appropriated under this chapter to provide technical assistance, consultation, and training to counties and to monitor and evaluate the operation of the program. Money appropriated to the judicial conference of Indiana for the purpose of making grants under this chapter does not revert to the state general fund at the close of any fiscal year, but remains available to the judicial conference of Indiana for its use in making grants under this chapter.

SECTION 4. IC 11-13-2-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. Funds appropriated under this program may be made available to any court administering probation in order to finance expenditures incurred for ~~either~~ **any** of the following purposes:



- (1) Salaries for existing or new probation officer positions.
- (2) Maintenance or establishment of administrative support services to probation officers.

(3) Development and implementation of:

- (A) incentives and sanctions;**
- (B) policies;**
- (C) programs; and**
- (D) services;**

to address compliance with community supervision following the schedule adopted by the judicial conference of Indiana under IC 11-13-1-8.

(4) Development and use of evidence based services, programs, and practices that reduce probationers' risk for recidivism.

(5) Establishment of a coordinated system of community supervision to improve the efficiency and coordination of offender services within a county.

SECTION 5. IC 11-13-2-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. (a) ~~State financial aid for support of probation services may be made only to courts meeting the minimum standards adopted by the judicial conference of Indiana and may not exceed fifty percent (50%) of the cost of the positions or services being financed.~~ Any court having probation jurisdiction may apply for financial assistance under this chapter by submitting an application to the **judicial conference of Indiana** for review. The application shall be accompanied by detailed plans regarding the use of the financial aid.

(b) The judicial conference of Indiana shall develop a plan for the application process and the funding requirements for courts seeking financial aid. ~~The conference may recommend changes or modifications necessary to effect compliance with the minimum standards. The judicial conference and the state budget committee must approve all financial aid granted under this chapter. Any court receiving financial assistance under this chapter may be declared ineligible to receive that assistance if the court fails to maintain the minimum standards.~~

(c) Two (2) or more courts may jointly apply for financial assistance under this chapter.

(d) The judicial conference of Indiana shall award financial assistance based on the proposed implementation of evidence based practices or the proposed coordination of services with other community supervision agencies operating in the same county.



(e) Before providing financial assistance under this chapter, the judicial conference of Indiana shall consult with the department of correction and the division of mental health and addiction:

(1) for the purpose of more effectively addressing the need for:

- (A) substance abuse treatment;
- (B) mental health services; and
- (C) other services for offenders placed on community supervision; and

(2) to avoid duplication of services.

(f) Mental health and substance abuse treatment services provided by financial assistance under this section shall be provided by a provider certified by the division of mental health and addiction to provide mental health or substance abuse treatment."

Delete pages 3 through 6.

and when so amended that said bill do pass.

(Reference is to HB 1268 as printed January 24, 2014.)

YOUNG R MICHAEL, Chairperson

Committee Vote: Yeas 9, Nays 0.

SENATE MOTION

Madam President: I move that Engrossed House Bill 1268 be amended to read as follows:

Page 6, after line 7, begin a new paragraph and insert:

"SECTION 6. IC 12-14-29-2, AS ADDED BY P.L.92-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. Under this chapter, an individual is eligible for food stamps if the individual meets all the following requirements:

(1) The individual is a resident of a county:

- (A) having a reentry court program; **or**
- (B) **that offers individuals on probation or in a community corrections program evidence-based mental health and addiction forensic treatment services administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment.**

(2) The individual was convicted of an offense under IC 35-48

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(controlled substances) for conduct occurring after August 22, 1996.

(3) Except for 21 U.S.C. 862a(a), the individual meets the federal and Indiana food stamp program requirements.

(4) The individual is successfully participating in:

(A) a reentry court program; **or**

(B) an evidence-based mental health and addiction forensic treatment services program administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment as part of the person's probation or community corrections.

SECTION 7. IC 12-14-29-3, AS ADDED BY P.L.92-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. Under this chapter, an individual is eligible for the TANF program if the individual meets all the following requirements:

(1) The individual is a resident of a county:

(A) having a reentry court program; **or**

(B) that offers individuals on probation or in a community corrections program evidence-based mental health and addiction forensic treatment services administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment.

(2) The individual was convicted of an offense under IC 35-48 (controlled substances) for conduct occurring after August 22, 1996.

(3) Except for 21 U.S.C. 862a(a), the individual meets the federal and Indiana TANF program requirements.

(4) The individual is successfully participating in:

(A) a reentry court program; **or**

(B) an evidence-based mental health and addiction forensic treatment services program administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment as part of the person's probation or community corrections.

SECTION 8. IC 12-14-29-4, AS ADDED BY P.L.92-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. In accordance with 21 U.S.C. 862a(d)(1), the state elects to opt out of the application of 21 U.S.C. 862a(a) for



individuals participating in a reentry court program.

SECTION 9. IC 12-14-29-6, AS ADDED BY P.L.92-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. A court may modify or revoke an order issued under this chapter concerning a ~~food stamp~~ **federal Supplemental Nutrition Assistance Program** eligible individual or a TANF eligible individual at any time.

SECTION 10. IC 12-14-29-7, AS AMENDED BY P.L.128-2012, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 7. A court shall immediately notify the division of family resources local office:

- (1) upon the court's finding of probable cause that an individual has committed a felony offense during the period in which the individual is eligible for TANF or ~~food stamps~~; **the federal Supplemental Nutrition Assistance Program**; or
- (2) when an individual has been terminated from:
 - (A) a reentry court program; or
 - (B) **an evidence-based mental health and addiction forensic treatment services program administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment as part of the person's probation or community corrections;**
 during the period in which the individual is eligible for TANF or ~~food stamps~~; **the federal Supplemental Nutrition Assistance Program."**

(Reference is to EHB 1268 as printed February 14, 2014.)

STOOPS

